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Commissioner for Patents
Washington, D.C. 20231

Via Hand Carry to
Art Unit 1636

Re: U.S. Continuation Utility Patent Application
Appl. No. 10/058,292; Filed: January 30, 2002
For: **Recombinational Cloning Using Engineered Recombination Sites**
Inventors: Hartley *et al.*
Our Ref: 0942.285000H/RWE/BJD

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Information Disclosure Statement;
2. 71 pages of Form PTO-1449 citing 279 documents;
3. A copy of each of the 279 cited documents; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
June 17, 2002
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency,
or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Brian J. Del Buono
Attorney for Applicants
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Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hartley *et al.*

Appl. No. 10/058,292

Filed: January 30, 2002

For: **Recombinational Cloning Using
Engineered Recombination Sites**

Confirmation No. 3058

Art Unit: 1636

Examiner: *To Be Assigned*

Atty. Docket: 0942.285000H/RWE/BJD

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Information Disclosure Statement

Commissioner for Patents
Washington, D.C. 20231

*Via Hand Carry
Art Unit 1636*

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following, in regards to non-English language documents AM4 and AP4 cited on Form PTO 1449:

Document **AM4**, WO 98/53056, is in the German language. An unverified English language abstract of document AM4, obtained from Derwent WPI, is attached as document **AR66**.

Document **AP4**, WO 99/25851, is in the Japanese language. An unverified English language abstract of document AP4, obtained from Derwent WPI, is attached as document **AS66**.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates

should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits or before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: June 17, 2002

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